



Response Under 37 C.F.R. § 1.116 - 11  
Expedited Procedure - Examining Group 2665

AF/2700/11  
Response  
2/5/03  
ng

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BRUCE A. PHILLIPS et al.

Serial No.: 09/203,086

Filed: December 1, 1998

For: System and Method for Increasing Distribution Distance of XDSL Type Signals

Attorney Docket No.: 1554/1556 (USW0464PUS)

Group Art Unit: 2665

Examiner: S. Nguyen

**AMENDMENT UNDER 37 C.F.R. § 1.116** **RECEIVED**

FEB 05 2003

Box AF  
Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

**Technology Center 2600**

Sir:

Please accept the following remarks in response to the final Office Action mailed December 30, 2002:

**Remarks**

The Examiner rejected claims 1, 3-7 and 9-13 under the judicially created doctrine of obviousness-type double patenting over claims 1-9 of U.S. Patent No. 6,178,179. A terminal disclaimer has been filled together with this paper.

The Examiner rejected claims 1, 3, 4, 7, 9, 10, 13 and 14 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,905,781 to McHale *et al.* (McHale) in

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Box AF, Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231 on:

January 27, 2003  
Date of Deposit

Mark D. Chuey, Ph.D.  
Name of Person Signing

  
Signature